

# HOUSE BILL 531

J1, O1

01r0693

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By: **Delegates Reznik, Morhaim, and Pena-Melnyk**

Introduced and read first time: February 2, 2010

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Task Force to Study the Procurement of Health, Education, and Social**  
3 **Services by State Agencies – Extension**

4 FOR the purpose of altering the membership of the Task Force to Study the  
5 Procurement of Health and Social Services by State Agencies; expanding the  
6 scope of the Task Force to include education and renaming the Task Force;  
7 extending certain reporting and termination provisions relating to the Task  
8 Force; and generally relating to the Task Force to Study the Procurement of  
9 Health, Education, and Social Services by State Agencies.

10 BY repealing and reenacting, with amendments,  
11 Chapter 438 of the Acts of the General Assembly of 2008  
12 Section 1 and 2

13 BY repealing and reenacting, with amendments,  
14 Chapter 439 of the Acts of the General Assembly of 2008  
15 Section 1 and 2

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Chapter 438 of the Acts of 2008**

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
20 MARYLAND, That:

21 (a) There is a Task Force to Study the Procurement of Health, **EDUCATION**,  
22 and Social Services by State Agencies.

23 (b) The Task Force consists of the following members:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) two members of the Senate of Maryland, appointed by the  
2 President of the Senate;

3 (2) two members of the House of Delegates, appointed by the Speaker  
4 of the House;

5 (3) the State Treasurer, or the Treasurer's designee;

6 (4) the Secretary of Budget and Management, or the Secretary's  
7 designee;

8 (5) the [Secretary of General Services] **DIRECTOR OF THE**  
9 **GOVERNOR'S GRANTS OFFICE**, or the [Secretary's] **DIRECTOR'S** designee;

10 (6) the Secretary of Health and Mental Hygiene, or the Secretary's  
11 designee;

12 (7) the Secretary of Human Resources, or the Secretary's designee;

13 (8) the Secretary of Juvenile Services, or the Secretary's designee;

14 (9) the State Superintendent of Schools, or the Superintendent's  
15 designee;

16 (10) the Special Secretary of the Governor's Office of Minority Affairs,  
17 or the Special Secretary's designee;

18 **(11) THE ATTORNEY GENERAL, OR THE ATTORNEY GENERAL'S**  
19 **DESIGNEE;**

20 **[(11)] (12)** the following two faculty members **OR REPRESENTATIVES**  
21 of universities or colleges in the State, jointly appointed by the President of the Senate  
22 and the Speaker of the House:

23 (i) one member **OR REPRESENTATIVE** who has special  
24 expertise in government administration; and

25 (ii) one member **OR REPRESENTATIVE** who has special  
26 expertise in business management; and

27 **[(12)] (13)** three representatives of organizations currently contracting  
28 with the State to provide health, **EDUCATION**, or social services, appointed by the  
29 Governor.

30 (c) The President of the Senate and the Speaker of the House jointly shall  
31 designate the chair of the Task Force.

1 (d) The Task Force may establish subcommittees as it determines necessary  
2 to fulfill its duties.

3 (e) The departments represented on the Task Force shall provide staff for  
4 the Task Force.

5 (f) A member of the Task Force:

6 (1) may not receive compensation as a member of the Task Force; but

7 (2) is entitled to reimbursement for expenses under the Standard  
8 State Travel Regulations, as provided in the State budget.

9 (g) The Task Force shall:

10 (1) evaluate and make recommendations regarding the methods used  
11 by State agencies to procure the delivery of health, **EDUCATION**, and social services;

12 (2) examine and make recommendations regarding State agencies'  
13 timeliness in preparing and issuing requests for proposals for the delivery of health,  
14 **EDUCATION**, and human services;

15 (3) examine and make recommendations regarding the timeliness of  
16 payments to contractors;

17 (4) examine and make recommendations regarding possible  
18 standardization of contracting processes among and within State agencies, including  
19 standardization of related documents and documentation required of contractors; and

20 (5) identify and make recommendations regarding any other issues,  
21 including current State laws or regulations affecting the efficiency and cost of  
22 procuring health, **EDUCATION**, and social services.

23 (h) In evaluating processes and formulating recommendations, the Task  
24 Force shall especially consider:

25 (1) the effect of procurement processes on quality and continuity of  
26 services;

27 (2) the costs and benefits of existing procurement procedures; and

28 (3) the effects of procurement requirements on the number and  
29 diversity of potential providers of services contracted by the State.

30 (i) The Task Force shall report its preliminary findings and  
31 recommendations to the Governor and, in accordance with § 2-1246 of the State  
32 Government Article, the General Assembly on or before November 30, [2008] **2010**.

1 (j) The Task Force shall report its final findings and recommendations to the  
2 Governor and, in accordance with § 2-1246 of the State Government Article, the  
3 General Assembly on or before November 30, [2009] **2011**.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 July 1, 2008. It shall remain effective for a period of [2] **4** years and, at the end of June  
6 30, [2010] **2012**, with no further action required by the General Assembly, this Act  
7 shall be abrogated and of no further force and effect.

8 **Chapter 439 of the Acts of 2008**

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19 (4) the Secretary of Budget and Management, or the Secretary's  
20 designee;

21 (5) the [Secretary of General Services] **DIRECTOR OF THE**  
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24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25 June 1, 2010.